

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

KENNETH M. KEANE,

Plaintiff,

-against-

PORT IMPERIAL FERRY CORP. D/B/A NY  
WATERWAY,

Defendant.

22-cv-02484 (JLR)

**ORDER**

JENNIFER L. ROCHON, United States District Judge:

By **June 29, 2023**, the parties shall submit supplemental briefing of no more than two pages per party addressing the following:

- Plaintiff shall respond to Defendant's argument that 46 CFR 42.03-5(b)(1)(v) does not apply to the vessel *M/V Patriot II* because the vessel operated exclusively on the Hudson River and not "coastwise." (*see* ECF No. 47 at 4-5 n.2);
- Defendant shall respond to Plaintiff's argument that the *M/V Patriot II* is not a "merchant" vessel pursuant to 46 CFR 42.03-5(b)(1)(i) (*see* ECF No. 51 at 16-18).

Dated: June 23, 2023  
New York, New York

SO ORDERED.

  
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JENNIFER L. ROCHON  
United States District Judge